

Remarks

Claims 50-55, 70-74 and 79-119 are pending in the present application.

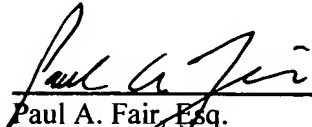
In the Office Action dated December 23, 2008, the Examiner issued a restriction requirement between Groups I, II, III and IV. Applicants herein elect Group I, claims 50-55, 70-74, 82, 84-88, 91-94, 96-103, 110-114 and 119, with traverse, on the basis that the Examiner has not provided an explanation as to why there would be a serious burden on the Examiner if restriction is not required. See, for example, MPEP § 808.02 (requiring the Examiner to provide an appropriate explanation).

In addition, at pages 4-8 of the Office Action, the Examiner issued three election of species requirements. Applicants hereby elect the following species:

- (1) Election of emulsion: (a) oil-in-water emulsion (claims 84, 91 and 92);
- (2) Election of release: (a) enteric or delayed (claim 71); and
- (3) Election of oil component: (a) pharmaceutical (claims 110 and 111).

Early favorable action is earnestly solicited.

Respectfully submitted,



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